



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/009,629   | 12/12/2001  | Wilhelm Rademacher   | 50061               | 9694             |
| 26474 7590 07/10/2009<br>NOVAK DRUCE DELUCA + QUIGG LLP<br>1300 EYE STREET NW<br>SUITE 1000 WEST TOWER<br>WASHINGTON, DC 20005 |             |                      |                     |                  |
| EXAMINER   |             |                      |                     |                  |
| PRYOR, ALTON NATHANIEL   |             |                      |                     |                  |
| ART UNIT   |             | PAPER NUMBER         |                     |                  |
| 1616   |             |                      |                     |                  |
| MAIL DATE  |             | DELIVERY MODE        |                     |                  |
| 07/10/2009   |             | PAPER                |                     |                  |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### Interview Summary

**Application No.**

10/009,629

**Applicant(s)**

RADEMACHER ET AL.

**Examiner**

ALTON N. PRYOR

**Art Unit**

1616

All participants (applicant, applicant's representative, PTO personnel):

(1) ALTON N. PRYOR.

(3) \_\_\_\_\_.

(2) Ms. Schwalge.

(4) \_\_\_\_\_.

Date of Interview: 24 June 2009.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal (copy given to: 1) ☐ applicant 2) ☐ applicant's representative)

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: of record.

Identification of prior art discussed: USPN 4,866,201.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussed that USPN '201 discloses a method of treating orchard plants with instant compound of formula I. Ms. Schwalge discussed that the prior art does not mention the treatment of hops and grapes with the claimed compound for which data are provided. Ms. Schwalge will consider amending the scope of the claims to the treatment of hop and grape plants with the instant compound of formula I.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Alton N. Pryor/  
Primary Examiner, Art Unit 1616